



State of Louisiana
Department of Environmental Quality



KATHLEEN BABINEAUX BLANCO
GOVERNOR

JAN 04 2005

MIKE D. McDANIEL, Ph.D.
SECRETARY

CERTIFIED MAIL 7003 2260 0001 2756 0722
RETURN RECEIPT REQUESTED

**EXHIBIT
13**

Ms. Veronica T. White, Director
Department of Sanitation
City of New Orleans
1340 Poydras Street, Suite 750
New Orleans, Louisiana 70112

RE: Standard Permit-Solid Waste Type III Landfill
Gentilly Landfill "Type III"
AI 1036/D-071-0264/P-0375
Orleans Parish (PER20020001)

Dear Ms. White:

Under the authority of the Louisiana Environmental Quality Act (La. R.S. 30:2001 et seq.), I hereby issue the enclosed Standard Type III Permit for the above-referenced facility.

Upon implementation of permit requirements and completion of construction, a qualified professional must certify that the facility has implemented procedures and/or has been constructed in accordance with the representations made in the permit application and all conditions specified in this Standard Permit.

Upon receipt of the Standard Permit, completion of all upgrading as required by the permit and/or completion of all construction measures, and certification by a registered engineer, licensed in the State of Louisiana, an initial start-up inspection will be conducted by the Water and Waste Permits Division. All start-up inspections shall be initiated within ten (10) working days of receipt of certification by the Office of Environmental Assessment, Environmental Technology Division.

Please note that in accordance with LAC 33:VII.509.C.4, within fifteen (15) working days after the start-up inspection, the Water and Waste Permits Division will issue an order authorizing commencement of operations or a written Notice of Deficiency to the permittee. Also, an Order to Commence Operations must be obtained from the Department prior to commencement of operations.

This permit action shall become final and not subject to further administrative review unless, no later than thirty (30) days after receipt of this document, a written request for a hearing is filed. Provisions of this permit may be appealed in writing pursuant to La. R. S. 30:2024(A) within thirty (30) days from receipt of the permit. Only those provisions specifically appealed will be



Gentilly Landfill "Type III"
AI 1036/D-071-0264/P-
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suspended by a request for a hearing, unless the Secretary elects to suspend other provisions as well. A request must be directed to the following:

Louisiana Department of Environmental Quality
Office of the Secretary
Attention: Hearings Clerk, Legal Services Division
Post Office Box 4302
Baton Rouge, Louisiana 70821-4302

A copy of this request should be sent to the Water and Waste Permits Division.

In accordance with LAC 33:VII.513.H, the permit holder shall publish a notice of the issuance of the Standard Permit no later than (10) days following the issuance of the permit. This notice shall be published in the official journal of the state and in the official journal of the parish where the facility is located. The Permittee will furnish a certified copy of these notices to the Department.

If you have any questions concerning this matter, please contact Cheryl O'Neal of the Water and Waste Permits Division at (225) 219-3065.

Sincerely,



Chuck Carr Brown, Ph. D.
Assistant Secretary

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Enclosure

c: Southeast Regional Office
Jonathan McFarland, OEA, ETD
Claude Blanchard, SERO, OEA/ETD

Mr. Gary Horwitch
Metroplex Industries, Inc.
14423 Cornerstone Village Drive
Houston, Texas 77014



State of Louisiana

Department of Environmental Quality



KATHLEEN BABINEAUX BLANCO
GOVERNOR

MIKE D. McDANIEL, Ph.D.
SECRETARY

STANDARD SOLID WASTE TYPE III PERMIT

Site Number: D-071-0264

Standard Permit Number: P-0375

Agency Interest: 1036

Pursuant to the Louisiana Environmental Quality Act (La. R. S. 30:2001 et seq.; "the Act") as amended, and the Louisiana Administrative Code, Title 33, Part VII, a Standard Type III Permit is issued to:

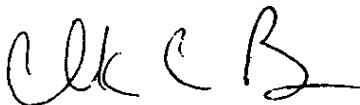
City of New Orleans
1340 Poydras Street, Suite 750
New Orleans, Louisiana 70112

(Hereinafter referred to as the "Permittee")

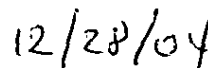
Limitations and conditions applicable to this Standard Permit:

1. This Standard Permit applies only to the Gentilly Landfill "Type III" (hereinafter referred to as the "Facility"), located in Orleans Parish, Range 12 East, Township 12 South, Section 11 at 10200 Almonaster Avenue in New Orleans, Orleans Parish, Louisiana.
2. Upon completion of all construction and implementation of all measures as presented in the permit application, a certification by a qualified professional must be given to the Secretary certifying that the Facility has been constructed and/or all measures have been implemented in accordance with the representations made in the permit application accepted by the Water and Waste Permits Division and all conditions of this Standard Permit
3. Prior to beginning operation, the Permittee shall obtain all other applicable permits, licenses, or authorizations as may be required by local, state or federal agencies.
4. Prior to beginning operation under this permit, the Permittee must notify the Water and Waste Permits Division so that an inspection can be made in accordance with LAC 33:VII.509.C.1 & 2. A start-up inspection will be initiated within ten (10) working days of receipt of certification unless a longer time period is agreed upon.
5. Within fifteen (15) working days after the initial start-up inspection, the Water and Waste Permits Division will issue an order authorizing commencement of operation or written Notice of Deficiency to the Permittee.
6. The operation of the Facility is subject to all applicable rules and regulations and orders of the Water and Waste Permits Division and all conditions of this Standard Permit.

7. The operation of the Facility shall be in accordance with the representations made in the permit application accepted by the Water and Waste Permits Division and all conditions of this Standard Permit.
8. The estimated date of final closure of the Facility as provided in LAC 33:VII.521.J of the permit application is to be used for the purpose of projecting the Facility's potential capacity. This Standard Permit expires on December 28, 2014, by which time the facility shall be closed in accordance with the closure plan outlined in the permit application or the Permittee shall have submitted an application for obtaining a new permit for operation of the facility at least 455 days prior to the permit's expiration.
9. No modification to the site, facility, process or disposal method or operation may be effected without prior approval of the Secretary in accordance with LAC 33:VII.517.A.
10. Failure to operate the Facility in accordance with the Act, the Louisiana Administrative Code, Title 33, Part VII, or this Standard Permit shall constitute a violation, which will subject Permittee to the possible imposition of civil penalties in accordance with LAC 33:VII. Chapter 9 and Section 2025 of the Act; and to the possible suspension or revocation of this Standard Permit in accordance with LAC 33:VII.511.H.
11. All unauthorized solid waste disposal areas subject to the previously issued Order to Close must be closed as approved, certified as required by a professional engineer licensed in the State of Louisiana, and certified closed by the Department within three years following issuance of this permit.
12. Disposal at the facility will be restricted to the first or western third of the landfill as represented in the permit application to a depth of twenty feet and the Facility will be required to maintain a buffer of at least 200 feet from the unclosed disposal area until such time as the facility has satisfied the terms of Paragraph 11 above.
13. Prior to beginning operations, all financial information required by LAC 33:VII.521.L and the applicable standards in LAC 33:VII.727 shall be submitted to the Department for approval.



Chuck Carr Brown, Ph. D.
Assistant Secretary



Date of Issuance



State of Louisiana

Department of Environmental Quality



KATHLEEN BABINEAUX BLANCO
MEMORANDUM

MIKE D. McDANIEL, Ph.D.
SECRETARY

TO: Chuck Carr Brown, Ph. D.
Assistant Secretary

THROUGH: Lenny Young
Administrator
Water and Waste Permits Division

FROM: Beth Scardina
Environmental Scientist Manager
Solid and Hazardous Waste Permits Section

RE: Standard Permit P-0375
Gentilly Landfill "Type III"
AI 1036/D-071-0264/P-0375
Orleans Parish (PER20020001)

The City of New Orleans submitted an application to construct and operate a Type III Landfill for the disposal of construction/demolition debris and woodwaste on top of a landfill area previously used for the disposal of municipal waste. The site is approximately 200 acres located at 10200 Almonaster Avenue in New Orleans, Orleans Parish, Louisiana.

The parish noticed their intent to submit a permit application in *The Times Picayune* on June 14, 2002, and *The Advocate* on June 12, 2002. The parish submitted a permit application for the Type III Landfill on June 19, 2002. A Notice of Deficiency for the Permit Application was issued on September 3, 2002. Additionally, a certification of closure was requested on the municipal landfill that was previously operated on this site. Several submittals, including two separate certifications of landfill closure, were made by the facility in response to the Notice of Deficiency and requests for additional information.

The Department received final copies of the permit application on August 2, 2004. The final copies did not contain all the regulatory standards that had been approved in previous submittals. The facility was asked to incorporate the additional approved standards into the final copies on August 30, 2004. These additional standards were submitted on October 11, 2004 and the application was determined to be technically complete on October 13, 2004. The public notice noting that the application was technically complete was published in *The Advocate* and *The Times Picayune* on October 27, 2004. Copies of the application were provided for public review as noted in the public notice. The thirty-day comment period expired at 12:30 p.m. on Wednesday, December 1, 2004. No comments were received.

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Attachments

